

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

LTJ ENTERPRISES, INC.

Case No. 13-cv-02224-ADM-LIB

Plaintiff,

v.

CUSTOM MARKETING COMPANY, LLC,

Defendant.

**DECLARATION OF DONALD W. NILES
IN SUPPORT OF CMC MOTION TO
STRIKE EXPERT OPINION OF JOHN
TITUS**

I, Donald W. Niles, declare under the penalty of perjury and state as follows:

1. I am an attorney representing defendant Custom Marketing Company, LLC (“CMC”) and submit this declaration in support of CMC’s motion to strike the expert opinion of John Titus.

2. True and correct copies of the listed materials are attached hereto as follows:

<u>Description</u>	<u>Exhibit</u>
Plaintiff’s Expert Report of John S. Titus under Rule 26(A)(2)(b)	1
Selected pages from the Deposition of John Titus	2
John Titus Deposition Exhibits 3 (pp. 1-2) Exhibit 3C	3

Dated: November 11, 2015

s/Donald W. Niles
Donald W. Niles